

JC04 R01 PCT/PTO 04 AUG 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

: **Confirmation No. 2534**

Takashi ISHIDA et al.

: **Mail Stop: PCT**

Serial No. 10/519,535

: **Attorney Docket No. 2004\_2019A**

Filed December 28, 2004

:

OPTICAL DISC, OPTICAL  
DISC RECORDING APPARATUS, AND  
OPTICAL DISC RECORDING METHOD  
[Corresponding to PCT/JP03/08262  
Filed June 30, 2003]

#4

**REPLY TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 USC 371**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Sir:

In response to the PTO Notification of Missing Requirements Under 35 USC 371 dated July 26, 2005, submitted herewith is a Declaration for the above application executed by the inventors.

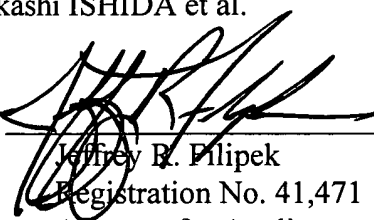
Also enclosed are the PTO surcharge of \$130.00 required by 37 CFR 1.492(e), and a copy of the PTO notice.

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Takashi ISHIDA et al.

By

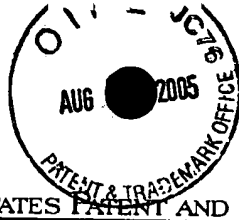
  
Jeffrey R. Filipek  
Registration No. 41,471  
Attorney for Applicants

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August 4, 2005



Page 1 of 2  
Rec'd PCT/PTO 04 AUG 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/519,535	Takashi Ishida	2004_2019A

INTERNATIONAL APPLICATION NO.
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PCT/JP03/08262

I.A. FILING DATE	PRIORITY DATE
06/20/2003	07/01/2002

000513  
WENDEROTH, LIND & PONACK, L.L.P.  
2033 K STREET N. W.  
SUITE 800  
WASHINGTON, DC 20006-1021

CONFIRMATION NO. 2534  
371 FORMALITIES LETTER



\*OC000000016506732\*

Date Mailed: 07/26/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/28/2004
- Copy of the International Search Report filed on 12/28/2004
- Copy of IPE Report filed on 12/28/2004
- Information Disclosure Statements filed on 12/28/2004
- Oath or Declaration filed on 12/28/2004
- Request for Immediate Examination filed on 12/28/2004
- U.S. Basic National Fees filed on 12/28/2004
- Priority Documents filed on 12/28/2004

RECEIVED

JUL 29 2005

WENDEROTH, LIND & PONACK

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,535	PCT/JP03/08262	2004_2019A

FORM PCT/DO/EO/905 (371 Formalities Notice)



Rec'd PCT/PTO 04 AUG 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Takashi ISHIDA et al. : **Mail Stop: PCT**  
Serial No. 10/519,535 : Attorney Docket No. 2004\_2019A  
Filed December 28, 2004 : **Confirmation No. 2534**

OPTICAL DISC, OPTICAL  
DISC RECORDING APPARATUS, AND  
OPTICAL DISC RECORDING METHOD  
[Corresponding to PCT/JP03/08262  
Filed June 30, 2003]

PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

Late filing of executed Declaration ..... \$130.00

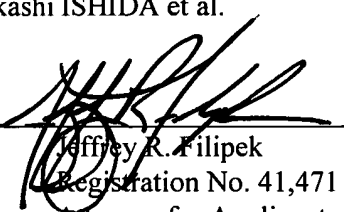
A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Takashi ISHIDA et al.

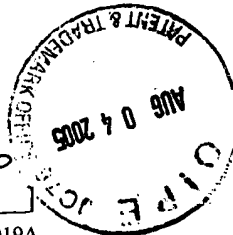
By

  
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August 4, 2005

[Check No. 69552]

2004\_2019A



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Takashi ISHIDA et al. : **Mail Stop: PCT**  
Serial No. NEW : Attorney Docket No. 2004\_2019A  
Filed December 28, 2004 :

OPTICAL DISC, OPTICAL  
DISC RECORDING APPARATUS, AND  
OPTICAL DISC RECORDING METHOD  
[Corresponding to PCT/JP03/08262  
Filed June 30, 2003]

**REQUEST FOR CORRECTION OF**  
**INTERNATIONAL APPLICATION FILING DATE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Sir:

On the National Stage application transmittal letter, Applicants incorrectly indicated the International filing date as "June 20, 2003" rather than the correct International filing date of June 30, 2003.

As is clear on the PCT papers (for example the PCT/IB/308 submitted as attachment A with the National Stage filing) the International Application filing date is June 30, 2003.

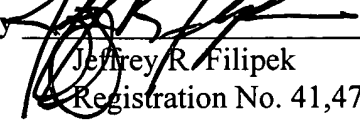
In view of the above, it is requested that the PTO change the indication of the International filing date from June 20, 2003 to the correct International filing date of June 30, 2003.

If there are any questions, please feel free to contact the undersigned by telephone.

Respectfully submitted,

Takashi ISHIDA et al.

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